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Attorneys for the United States of America

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

JOFFRE CHEN,

Defendant.

No. CR 97-00059 SI

**MOTION AND [PROPOSED] ORDER
TO DISMISS INDICTMENT**

With leave of the Court, and pursuant to Federal Rule of Criminal Procedure 48(a), the United States Attorney for the Northern District of California moves to dismiss the above Indictment pending against JOFFRE CHEN without prejudice.

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

DATED: 3-11-09


BRIAN J. STRETCH
Assistant United States Attorney

MOTION AND [PROPOSED] ORDER TO DISMISS INDICTMENT
CR 97-00059 SI

RECEIVED

MAR 12 2009

Richard W. Wieking
Clerk, U.S. District Court
Northern District of California


**Submitting Counsel are directed
to serve this order upon all other
parties in this action**

MAR 11 2009

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

1 The Court hereby grants leave to dismiss the above Indictment against JOFFRE CHEN
2 without prejudice.

3
4
5 DATED: 3/11/09



THE HONORABLE SUSAN ILLSTON
United States District Court Judge